



JON S. CORZINE
Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
State Board of Chiropractic Examiners
124 Halsey Street, 6th Floor, Newark, NJ 07102



ANNE MILGRAM
Attorney General

November 1, 2007

FILED

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NEW JERSEY BOARD OF
CHIROPRACTIC EXAMINERS

By Certified and Regular Mail

John Kudrick, D.C.
13 Village Center Drive
Freehold, NJ 07728

LAWRENCE DeMARZO
Acting Director

Mailing Address:
P.O. Box 45004
Newark, NJ 07101
(973) 504-6395

Re: Offer of Settlement In Lieu of Filing a Formal Disciplinary Complaint

Dear Dr. Kudrick:

This letter is to advise you that the New Jersey State Board of Chiropractic Examiners (the "Board") has had an opportunity to review information concerning services rendered by you to patient T.D.

It appears from that review that you failed to prepare and maintain a permanent patient record of your examinations and treatment of this patient which meets the minimum requirements of the Board's regulations, in that your records for this patient do not contain a complete description of the care rendered on each visit, the results of diagnostic tests performed on each occasion, whether positive or negative, or a notation of a recommendation that the patient consult a medical provider.

At this juncture, the Board has preliminarily concluded that probable cause exists to support a finding that you violated N.J.A.C. 13:44E-2.2 by failing to properly record results of your examinations and your recommendations to this patient.

The above violations are sufficient to warrant the initiation of formal disciplinary proceedings against you. Notwithstanding that decision, however, the Board has determined that it will first offer you an opportunity to settle this matter, and thereby avoid the initiation of formal disciplinary proceedings, should you consent to:

1. pay costs incurred by the Board in the amount of \$369.00 ; and
2. successfully complete and pass 12 hours of continuing education approved in advance by the Board in chiropractic neurological examination.

If you are willing to settle this matter on the offered settlement terms, you may do so by signing the acknowledgment at the bottom of this letter, and returning it to the Board office together with any required payment at the address set forth above. Upon your signature, this letter will be a matter of public record.

In the event you are unwilling to settle this matter on the offered terms, it will be referred to the Attorney General's office for the initiation of appropriate enforcement action. In such

event, you will be afforded an opportunity to defend against the alleged violations. If an evidentiary hearing is deemed warranted, the Board will either conduct that hearing at a date and time to be scheduled or refer the matter to the Office of Administrative Law. You are advised, however, that in the event formal charges are filed, the Board may assess civil penalties in an amount greater than those herein offered in settlement should any charges against you be sustained. Additionally, the Board may, if the facts are found to so warrant, enter an order requiring you to reimburse certain monies and/or requiring you to pay the additional costs incurred by the Board. Should you have any questions concerning this letter or the settlement offer herein, I suggest that you contact Deputy Attorney General John D. Hugelmeyer, who may be reached at (973) 693-5056.

If you elect to settle this matter now you should sign the acknowledgment at the bottom of this letter and return it to the Board within fifteen (15) days following your receipt of this letter. In the event that the Board receives no response from you within fifteen (15) days, the Board's settlement offer will be withdrawn, and the matter will be referred to the Attorney General's Office for the initiation of appropriate enforcement proceedings.

NEW JERSEY STATE BOARD OF
CHIROPRACTIC EXAMINERS

By: Joanne Boyer
Joanne Boyer, Acting
Executive Director

ACKNOWLEDGMENT: I, John Kudrick, D.C., hereby acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I acknowledge the conduct which has been charged. I am aware that, by signing this acknowledgment, I am waiving any rights I may have to defend myself against any charges of wrongdoing at an administrative hearing. I am also aware that the action taken against me by the Board herein is a matter of public record, and that this letter is a public document. I hereby agree to pay costs of the Board's investigation in the amount of \$369.00 (to be paid upon signing of this acknowledgment), and to comply with all other requirements set forth in the settlement letter.

John Kudrick, D.C.
John Kudrick, D.C.

Dated:

cc: John D. Hugelmeyer, Deputy Attorney General
Russell J. Malta, Esq.